

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
BRYSON CITY DIVISION**

2:11cv4

TRI INVESTMENTS, INC.; et al.,)
)
 Plaintiffs,)
)
 v.)
)
 AIKEN COST CONSULTANTS, INC.)
 and WAYNE BLAIR,)
)
 Defendants)
 _____)

ORDER

Pending before the Court is Plaintiffs' Motion to Quash Subpoena and Notice of Deposition [# 25]. Plaintiffs move to Quash the deposition of Tom E. Burns, C.P.A. In response to Plaintiffs' motion, Defendants have withdrawn the notice of deposition of Mr. Burns. Accordingly, the Court **DENIES as moot** the Motion to Quash [# 25].

Signed: November 7, 2011

 _____

Dennis L. Howell
United States Magistrate Judge

